

02/05/02  
JC963 U.S. PRO

02-11-02 10071953 .020502 A

Atty. Docket No.:20563/2112

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Rabiner, et al.  
Serial No.: Not Yet Assigned  
Filed: February 5, 2002  
Entitled: "Apparatus and Method for Treating  
Gynecological Diseases Using An Ultrasonic  
Medical Device Operating in a Transverse  
Mode"

J1002 U.S. PRO  
10/071953  
02/05/02

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label No. EL932819224<sup>US</sup>** on this date, **February 5, 2002**, postage prepaid, in an envelope addressed to Box: Patent Application, Commissioner for Patents, Washington, D.C. 20231.

Pamela J. McDonough

Name of Person Mailing Paper

*Pamela J. McDonough*

Signature of Person Mailing Paper

Box: Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

TRANSMITTAL LETTER

Enclosed for filing in the above-identified patent application, please find the following documents:

1. New Patent Application Transmittal;
2. Patent Application, (54 pages);
3. (14) sheets of informal drawings including 19 Figures;
4. Application Data Sheet;
5. Executed Declaration and Power of Attorney;
6. Check in the amount of \$925.00 for the requisite filing fee; and
7. Return Post Card.

Pursuant to 37 C.F.R. § 1.27, Applicant claims small entity status.

The Commissioner for Patents is hereby authorized to charge any additional fees or credit any overpayment in the total fees to Deposit Account No. 16-0085, Reference No.20563/2112. A duplicate of this transmittal letter is enclosed for this purpose.

Date: February 5, 2002

Respectfully submitted,

*David J. Dykeman*  
Name: David J. Dykeman

Registration No.: 46,678

Customer No.: 29934

Palmer & Dodge LLP

111 Huntington Avenue

Boston, MA 02199-7613

Tel: 617-239-0100

## NEW UNITED STATES UTILITY PATENT APPLICATION TRANSMITTAL

Atty. Docket No.: 20563/2112

Application Number	Date of Filing (day, month, year)

11. ☐ Priority document(s).
12. ☐ Microfiche Computer Program (Appendix).
13. ☐ Nucleotide and/or Amino Acid Sequence Submission.  
☐ Computer Readable Copy.  
☐ Paper Copy (identical to computer copy).  
☐ Statement verifying identity of above copies.
14. ☐ Request for Non-Publication and Certification under 35 USC 122 (b)(2)(B)(i)
15. ☒ Statement of Small Entity Status, Pursuant to 37 C.F.R. § 1.27.
16. Calculation of Fees:

FEES FOR	TOTAL CLAIMS	EXCESS CLAIMS	FEE	AMOUNT DUE
Basic Filing Fee (37 C.F.R. § 1.16(a))				\$740.00
Total Claims in <b>Excess of 20</b> (37 C.F.R. § 1.16(c))	77	57	\$18.00	\$1026.00
Independent Claims in <b>Excess of 3</b> (37 C.F.R. § 1.16(b))	4	1	\$84.00	\$84.00
Multiple Dependent Claims (37 C.F.R. § 1.16(d))	NO		\$280.00	\$0.00
Subtotal - Filing Fee Due				\$1850.00
Reduction by 50%, if Small Entity (37 C.F.R. §§ 1.9, 1.27, 1.28)	MULTIPLY BY 0.50			\$925.00
<b>TOTAL FILING FEE DUE</b>				\$925.00
Assignment Recordation Fee (if applicable) (37 C.F.R. § 1.21(h))	0		\$40.00	\$0.00
<b>GRAND TOTAL DUE</b>				

17. PAYMENT is:  
☒ included in the amount of \$925.00 by our enclosed check. The Commissioner is hereby authorized to charge any deficiencies in the fees to Deposit Account 16-0085, Ref. 20563/2112.  
☐ not included, but deferred under 37 C.F.R. § 1.53(f).

18. All correspondence for the attached application should be directed to:

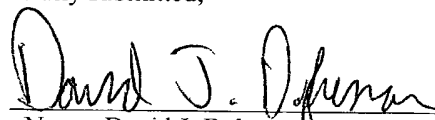
David J. Dykeman  
**Customer Number 29934**  
 111 Huntington Avenue  
 Boston, MA 02199-7613

19. Other: \_\_\_\_\_

Respectfully submitted,

Date: February 5, 2002

By:

  
 Name: David J. Dykeman  
 Registration No.: 46,678

**NEW UNITED STATES UTILITY PATENT APPLICATION TRANSMITTAL**

10071953 020502

Atty. Docket No.: 20563/2112

**CERTIFICATE OF MAILING UNDER 37 CFR 1.10**

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label No. EL932819224US** on this date, **February 5, 2002**, postage prepaid, in an envelope addressed to Box: Patent Application, Commissioner for Patents, Washington, D.C. 20231.

Pamela J. McDonough

Name of Person Mailing Paper

*Pamela J. McDonough*  
Signature of Person Mailing Paper

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

**Enclosed herewith is a new patent application of:**

First Named Inventor (or application identifier): Robert A. Rabiner

Title of Invention: "Apparatus And Method For Treating Gynecological Diseases Using An Ultrasonic Medical Device Operating In A Transverse Mode"

Type:

☐

New

☐

Continuation of:

☒

Continuation-in-Part of: US Application No.: 09/975,725 filed on October 11, 2001

☐

Divisional of:

**and includes the following papers:**

1. ☒ Specification 54 pages (including specification, claims, abstract)/ 77 claims (4 independent)
2. ☒ Declaration/Power of Attorney is:
  - ☒ Enclosed: ☒ executed ☐ Unexecuted
  - ☐ NOT included, but deferred under 37 C.F.R. § 1.53(f).
3. ☒ 14 Distinct sheets of ☐ Formal ☒ Informal Drawings
4. ☒ Application Data Sheet
5. ☐ Preliminary Amendment.
6. ☒ Information Disclosure Statement
  - ☒ Form 1449 ☒ A copy of each cited prior art reference
7. ☐ Assignment with Recordation Cover Sheet.
8. ☒ Priority is hereby claimed under 35 U.S.C. § 119 based upon the following application(s):

Country	Application Number	Date of Filing (day, month, year)
USA	60/157,824	5 October 1999
USA	60/225,060	14 August 2000

9. ☒ Priority is hereby claimed under 35 U.S.C. § 120 based upon the following application(s):

Application Number	Date of Filing (day, month, year)
09/625,803	26 July 2000
09/975,725	11 October 2001

10. ☐ Priority is hereby claimed under 35 U.S.C. § 121 based upon the following application(s):